



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

AUG 01 2019

CERTIFIED MAIL 7017 1450 000 7973 2755
RETURN RECEIPT REQUESTED

Swinerton Builders, Inc.
ATTN: Mr. Donny Gallagher
Ms. Lindsay Malinoski
16798 West Bernardo Drive
San Diego, California 92127

Re: Notice of Violation and Opportunity to Show Cause Pursuant to Section 309(a) of the Clean Water Act (CWA), 33 U.S.C. § 1319, and Information Request Pursuant to Section 308 of the Clean Water Act (CWA), 33 U.S.C. § 1318
Alabama Construction General Permit Number ALR10BB77

Dear Mr. Gallagher and Ms. Malinoski:

On November 30, 2018, the U.S. Environmental Protection Agency Region 4 conducted a Compliance Stormwater Evaluation Inspection (CSWEI) at the construction site known as AL Solar A, located at 11475 County Road 83, LaFayette, AL 36862 (Site) for which Swinerton Builders, Inc. and/or Swinerton Renewable Energy (Swinerton) is the Permittee. The purpose of the CSWEI was to evaluate Swinerton's compliance with the requirements of Sections 301 and 402(p) of the Clean Water Act (CWA), 33 U.S.C. §§ 1311 and 1342(p); the regulations promulgated thereunder at 40 C.F.R. § 122.26; and the State of Alabama's Construction General Permit Number ALR10BB77 (Permit).

The CSWEI report was mailed to Mr. Gallagher at an undeliverable address on March 13, 2019, and then mailed to Ms. Malinoski at the above address on April 24, 2019. For reference the respective cover letters and the CSWEI report are enclosed again in Enclosure A.

The CSWEI and subsequent investigative efforts have revealed that Swinerton failed to comply with Section 301 of the CWA, 33 U.S.C. § 1311, its implementing regulations at 40 C.F.R. § 122.26, and the Permit. Specifically, the EPA hereby notifies Swinerton, pursuant to Section 309(a) of the CWA, 33 U.S.C. § 1319(a), of the following Permit provisions that have been violated:

Part I.C.8 – “Discharges to surface waters from sediment basins or impoundments, unless an outlet structure that withdraws water from the surface, unless infeasible, is utilized [are unauthorized].”

Several sediment basins' surface water skimmers had been removed, were immovable, fixed in sediment, or nonfunctional. (CSWEI report 6c)

Part III.A.1 – “Minimize the amount of soil exposed during construction activity through the use of project phasing or other appropriate techniques.”

Large expanses of soil were exposed throughout the Site, hundreds of acres, during much of the construction activity. (CSWEI report 6.g)

Part III.A.3 – “Control stormwater volume and velocity within the site to minimize soil erosion.”

Numerous locations around the Site had evidence of substantial sediment discharge from eroded gullies, undercut sediment basin berm erosion, and failed implementation of velocity dissipating BMPs. (CSWEI report 5, 6b, 6c, and 6f)

Part III.A.7 – “Minimize sediment discharges from the site.”

Numerous locations around the Site had evidence of substantial sediment discharge offsite, into the stream buffer, and into receiving waters. (CSWEI report 5)

Part III.B – “A 25-foot natural riparian buffer zone adjacent to all waters of the state at the construction site shall be preserved, to the maximum extent practicable, during construction activities at the site.”

Numerous locations around the Site had evidence of substantial sediment discharge offsite, into the stream buffer, and into receiving waters. (CSWEI report 5)

Part III.C – “Final stabilization of disturbed areas must, at a minimum, be initiated immediately whenever any clearing, grading, excavating or other earth disturbing activities have permanently ceased on any portion of the site. Temporary stabilization of disturbed areas must be initiated immediately whenever work toward project completion and final stabilization of any portion of the site has temporarily ceased on any portion of the site and will not resume for a period exceeding thirteen (13) calendar days.”

Extensive areas of the Site were not stabilized, and had bare, eroding soils. Conditions of this nature were persistent for an extensive period of time as indicated by Site conditions, Site inspection reports, and aerial imagery. (CSWEI report 3, 4d, 6g)

Part III.E.3 – “The Permittee shall properly implement and regularly maintain the controls, practices, devices, and measures specified in the CBMPP.”

Numerous practices (*e.g.*, sediment barriers, outlet protection, sediment basins, rip rap, and stabilization) throughout the Site had not been properly implemented and regularly maintained. (CSWEI report 6a, 6b, 6c, 6e, 6f, 6g)

Part III.E.4(a)(ii) – The CBMPP shall include, “Identification of all known operators of the construction site, and the areas of the site over which each operator has control.”

The CBMPP included only contact information for the Permittee, Project Manager, CBMPP contact, 24-hour contact, and the CBMPP preparer. Operators associated with earth moving, BMP installation and maintenance, the Qualified Credentialed Inspector (QCI), and the Qualified Credentialed Professional were not included. (CSWEI report 2d)

Part III.E.4(h) – The CBMPP shall include, “A description of temporary and permanent stabilization practices, including a schedule and/or sequence to implementation.”

The CBMPP only stated, "Permanent Seeding to be accomplished by Hydroseeding" and to follow the Alabama Handbook. (CSWEI report 2i)

Part III.E.4(n)(x) – The CBMPP shall include, "The most recent site topographic map (e.g., USGS quadrangle map) at an appropriate contour interval, clearly showing the locations of all points of discharges to waters of the State."

Sedimentation basins were identified on the CBMPP, but outfalls were not clear. Also, several discharge locations observed throughout the Site were not shown on the map. (CSWEI report 2h, 5)

Part III.E.5(b) – The CBMPP shall be amended if inspections or investigations by site staff or by local, state, or federal officials determine that the existing sediment control measures, erosion control measures, or other site management practices are ineffective or do not meet the requirements of the permit. All necessary modifications to the CBMPP shall be made within seven (7) calendar days following notification of the inspection unless granted an extension of time by the Department."

The CBMPP was not Site-specific and had not been updated to reflect current Site conditions or address repeat deficiencies observed by the QCI during Site inspections. (CSWEI report 2c)

Part III.E.5(c) – "If existing sediment control measures, erosion control measures, or other site management practices prove ineffective in protecting water quality or need to be modified; or if additional sediment control measures, erosion control measures, or other site management practices are necessary to meet the requirements of Part III.A. B. C. D. and E., implementation shall be completed before the next storm event whenever practicable. If implementation before the next storm event is impracticable, then new land disturbance activities must cease until the modified or additional controls can be implemented."

Numerous sediment control measures were ineffective and had significantly impacted water quality over a substantial duration without being adequately modified or supplemented. (CSWEI report 4, 5, 6)

Part III.G.1 – "At least one onsite employee shall be certified as a QCI by completing an initial training and annual refreshers through an ADEM-approved Qualified Credentialed Inspector Program conducted by a cooperating training entity."

Daily observations and Site inspections were not performed by state-certified personnel. Site personnel stated they were scheduled to take the course the week following the CSWEI. (CSWEI report 4g)

Part III.H.2(a) – "Each day there is activity at the site, the Permittee shall visually observe that portion of the construction project where active disturbance, work, or construction occurred to note any rainfall measurements occurring since the previous observation, and any apparent BMP deficiencies in the area of active disturbance."

Records lack information, indicating that the full expanse of unstabilized area at the Site was not entirely being visually observed on a daily basis. Additionally, while daily activities were being recorded at the end of each day, BMP deficiencies that led to those activities were not being identified. (CSWEI 4d, 4f, 6g)

Part III.H.3(a) – “A site inspection shall consist of a complete and comprehensive observation of the entire construction site including all areas of land disturbance, areas used for storage of materials that are exposed to precipitation, equipment storage and maintenance areas, affected ditches and other stormwater conveyances, as well as all outfalls, receiving waters and stream banks to determine if, and ensure that:

- (i) Effective erosion controls and sediment controls have been fully implemented and maintained in accordance with this permit, the site CBMPP, and the Alabama Handbook;
- (ii) Pollutant discharges are being prevented/minimized and
- (iii) Discharges do [*sic*] result in a contravention of applicable State water quality standards for the receiving stream(s) or other waters impacted or affected by the Permittee.”

Monthly and post-rain event inspections had very limited information and were insufficient to document: the expanse of erosion occurring throughout the Site; BMPs in need of repairs; and inspection of all 34 basins, outfalls, receiving waters and stream banks. (CSWEI report 4f, 4k)

Part III.H.3(c) – “A site inspection shall be performed once each month and after any qualifying precipitation event [0.75 inches], commencing as promptly as possible, but no later than 24-hours after resuming or continuing active construction or disturbance, and completed no later than 72-hours following the qualifying precipitation event.”

Inspections were conducted approximately weekly; not all were conducted in a timely manner following qualifying precipitation events. (CSWEI report 4f)

Part III.H.3(e) – “A site inspection shall also be performed as often as is necessary until any poorly functioning erosion controls or sediment controls, non-compliant discharge, or any other deficiencies observed during a prior inspection are corrected and documented as being in compliance with the requirements of this permit.”

Inspections were conducted approximately weekly with only a few general statements included, and were lacking information on addressing the persistent deficiencies previously observed throughout the Site. (CSWEI report 4f)

Part III.H.3(g) – “The inspection shall be recorded in a written format acceptable to the Department. The inspection record shall include, *inter alia*, the discharge point numbers; description of any discharges of any sediment; locations of discharges of sediment; locations of BMPs that need to be maintained; locations where BMPs required by the CBMPP are not installed or installed in a manner inconsistent with the CBMPP; locations where additional BMPs are needed that did not exist at the time of the inspection.”

Inspection records did not include the required descriptions and locations of the various deficiencies. (CSWEI report 4f)

Part III.H.4(a) – “The QCP shall perform an onsite [CBMPP] evaluation of all erosion and sediment controls being implemented for adequacy and consistency with site conditions.”

No CBMPP evaluations were discovered during the CSWEI. (CSWEI report 4g, 4h)

Part III.H.4(b) – “The CBMPP [onsite] evaluation [conducted by a QCP] shall be performed as often as necessary until poorly functioning or damaged erosion controls or sediment controls are corrected, and, at a minimum, once every six months.”

No CBMPP evaluations were discovered during the CSWEI; onsite evaluations had clearly not been performed as often as necessary to address persistent and pervasive Site deficiencies. (CSWEI report 4f, 4g, 4h, 4k)

Part III.H.4(c) – “If, based on the CBMPP evaluation, the QCP identifies any needed modifications or additions to erosion and sediment controls, the CBMPP shall be updated in accordance with Part III.E.4.”

The CBMPP had not been updated since it was created. (CSWEI report 2a, 2c, 4b)

Part III.I.1 – “Any poorly functioning erosion controls or sediment controls, non-compliant discharges, or any other deficiencies observed during the inspections required under Part III.G.2 shall be corrected as soon as possible, but not to exceed five (5) days of the inspection...”

The Site had several discharges of sediment to receiving waters that were caused by persistent and deficient BMPs throughout the Site which had not been timely rectified. (CSWEI report 4l)

Part III.I.3 – “The operator shall promptly take all reasonable steps to remove, to the maximum extent practical, pollutants deposited offsite or in any waterbody or stormwater conveyance structure.”

The Site had several expansive discharges of sediment beyond the limits of disturbance and into receiving waters. (CSWEI report 5)

Part IV.D – “The Permittee shall take all reasonable steps to mitigate or prevent any violation of the permit or to minimize or prevent any adverse impact of any permit violation.”

Due to a lack of BMP implementation, modification, and regular maintenance several permit violations occurred which led to several discharges of sediment that had not been mitigated. (previously identified deficiencies)

Part IV.E – “The Permittee shall at all times properly operate and maintain all facilities and systems of treatment and control (and related appurtenances) which are installed or used by the Permittee to achieve compliance with the conditions of this permit. Proper operation and maintenance includes effective performance, adequate funding, adequate operator staffing and training, and adequate laboratory and process controls, including appropriate quality assurance procedures.”

There was a systemic failure to properly implement, operate and maintain BMPs throughout the Site, which were inadequately inspected by unqualified persons. (previously identified deficiencies)

Until compliance with the CWA is achieved, Swinerton is considered to be in violation of the CWA and may be subject to enforcement action pursuant to Section 309 of the CWA, 33 U.S.C. § 1319. This Section provides for the issuance of administrative penalty and/or compliance orders and the initiation of civil and/or criminal actions.

The EPA is continuing to investigate Swinerton's compliance with the CWA. Therefore, pursuant to Section 308 of the CWA, 33 U.S.C. § 1318, the EPA hereby requests that Swinerton provide the information set forth in Enclosure B within twenty-one (21) calendar days of your receipt of this letter. Swinerton's response should be submitted to:

Sean Ireland
U.S. Environmental Protection Agency, Region 4
NPDES Permitting and Enforcement Branch
Atlanta Federal Center
61 Forsyth Street, S.W.
Atlanta, Georgia 30303-8960

Failure to provide a full and complete response to this information request or to adequately justify a failure to respond within the time frame specified above may result in an EPA enforcement action pursuant to federal law, including, but not limited to Section 309 of the Clean Water Act, 33 U.S.C. § 1319, and 18 U.S.C. § 1001.

If Swinerton believes that any of the requested information constitutes confidential business information, it may assert a confidentiality claim with respect to such information, except for effluent data. Further details, including how to make a business confidentiality claim, are found in Enclosure C.

The EPA also requests that representatives of Swinerton contact the EPA within seven (7) calendar days of receipt of this letter to arrange a meeting in this office to show cause why the EPA should not take formal civil enforcement action against Swinerton for these violations and any other potential violations, including the assessment of appropriate civil penalties. In lieu of appearing in person, a telephone conference may be scheduled. Swinerton should be prepared to provide all relevant information with supporting documentation pertaining to the violations, including but not limited to any financial information which may reflect an inability to pay a penalty. Swinerton has the right to be represented by legal counsel.

All information submitted in response to this information request and/or during the show cause meeting must be accompanied by the following certification that is signed by a duly authorized official in accordance with 40 C.F.R. § 122.22:

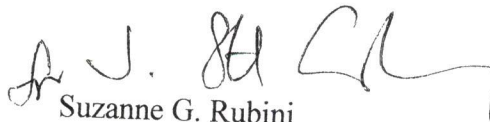
"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

Please be aware that the EPA may use information provided during the meeting or telephone conference and/or in response to this information request in any enforcement proceeding related to this matter. Failure to schedule a show cause meeting may result in a unilateral enforcement action against Swinerton. Notwithstanding the scheduling of a show cause meeting, the EPA retains the right to bring

further enforcement action under Section 309 of the CWA, 33 U.S.C. § 1319, for the violations cited therein or for any other violation of the CWA.

Please contact Mr. Sean Ireland at (404) 562-9776 to arrange a show cause meeting or if you have any questions or concerns. Legal inquiries should be directed to Ms. Michele Wetherington, Associate Regional Counsel, at (404) 562-9613.

Sincerely,

A handwritten signature in black ink, appearing to read 'S. G. Rubini', with a stylized flourish at the end.

Suzanne G. Rubini

Acting Director

Enforcement and Compliance Assurance Division

Enclosures

cc: Mr. Scott Hughes
Field Operations Division Chief
Alabama Department of Environmental Management

ENCLOSURE A

INFORMATION REQUEST PURSUANT TO SECTION 308 OF THE CLEAN WATER ACT

Instructions

1. Identify the person(s) responding to this Information Request.
2. Please provide a separate narrative response to each and every Question and subpart of a Question set forth in this Information Request.
3. Precede each answer with the text and the number of the Question and its subpart to which the answer corresponds.
4. All documents submitted must contain a notation indicating the Question and subpart of the Question to which they are responsive.
5. In answering each Information Request Question and subpart thereto, identify all documents and persons consulted, examined or referred to in the preparation of each response, and provide true and accurate copies of all such documents.
6. If information not known or not available to you as of the date of submission of a response to this Information Request should later become known or available to you, you must supplement your response to the EPA. Should you find at any time after the submission of your response that any portion of the submitted information is false or misrepresents the truth, you must notify the EPA as soon as possible.
7. Where specific information has not been memorialized in a document, but is nonetheless responsive to a Question, you must respond to the Question with a written response.
8. If information responsive to this Information Request is not in your possession, custody or control, then identify the person from whom such information may be obtained.
9. If you have reason to believe that there may be persons able to provide a more detailed or complete response to any Question or who may be able to provide additional responsive documents, identify such persons and the additional information or documents that they may have.
10. The EPA requests that all documents provided in an electronic format be compatible with pdf.
11. The EPA requests that all spreadsheet information be in an electronic format and compatible with MS Excel.
12. You may submit the requested information using a shared online repository.
13. If any Question relates to activities undertaken by entities other than the recipient of this Information Request, and to the extent that you have information pertaining to such activities, provide such information for each entity.

Definitions

1. All terms not defined herein shall have their ordinary meanings, unless such terms are defined in the Clean Water Act or its implementing regulations, in which case the statutory or regulatory definitions shall control.
2. Words in the masculine may be construed in the feminine if appropriate, and vice versa, and words in the singular may be construed in the plural if appropriate, and vice versa, in the context of a particular question or questions.
3. The terms “And” and “Or” shall be construed either disjunctively or conjunctively as necessary to bring within the scope of this Information Request any information which might otherwise be construed outside its scope.
4. The term “Identify” means, with respect to a natural person, to set forth the person’s name, present or last known business address and business telephone number, present or last known home address and home telephone number, and present or last known job title, position or business.
5. The term “Identify” means, with respect to a document, to provide its customary business description; its date; its number, if any (invoice or purchase order number); the identity of the author, addressee and/or recipient; and substance of the subject matter.
6. The term “Identify” means, with respect to a corporation, partnership, business trust or other association or business entity (including a sole proprietorship), to set forth its full name, address, legal form (e.g., corporation, partnership, etc.), organization, if any, and a brief description of its business.
7. The term “Site” and/or “Sites” means the AL Solar A site located at 11475 County Road 83, LaFayette, AL 36862.
8. The term “You” and “Your” shall mean Swinerton Builders, Inc..
9. The term “NPDES Permit” or “Permit” shall mean Alabama’s Construction General Permit Number ALR10BB77.

Questions

1. Identify the names and addresses of the owner(s) of the Site property from the date construction activity commenced through the present. Specify the legal name with the exact spelling of each owner. Provide the mailing address and phone number for each owner. Specify the state of incorporation and principal place of business for each corporate owner. If incorporated, provide the name and mailing address of the registered agent. Additionally, provide a copy of the deed(s) of ownership of the Site property(ies).
2. Identify all persons who perform or performed construction activities at the Site, including, but not limited to, clearing, grading, and/or excavating activities associated with the physical construction at the Site and implementing, installing and/or maintaining best management practices associated with stormwater control measures. Provide the name and address of, and identify the construction activities performed by, each such person specified, including the dates such activities are or were performed at the Site.
3. Identify all persons who control or controlled implementation of construction activities at the Site from the date construction activity commenced through the present. Control may include, but may not be limited to, holding the Permit for, directing, and/or overseeing construction activities, such as clearing, grading, and excavating activities associated with the physical construction at the Site and/or implementing, installing and/or maintaining best management practices associated with stormwater control measures (*e.g.*, day-to-day operational control overseeing the implementation of the Construction Best Management Practices Plan (CBMPP) at the Site). Provide the name and address of, and identify the activities performed by, each such person specified, including the dates such activities are or were performed at the Site.
4. Identify all persons who provide or provided design control over the CBMPP for the Site (*e.g.*, designing and maintaining the CBMPP). Provide the name and address of, and identify the activities performed by, each such person specified, including the dates such activities are or were performed at the Site.
5. Specify the number of acres of total land area disturbed by the construction activities at the Site and include the timeframes for such activity, starting from the date construction activity commenced through the present. If the construction Site is/was part of a larger common plan of development or sale, such as a phased project, common marketing plan, common developer, or single plat, specify the number of acres of the larger common plan of development or sale.
6. Provide the following information regarding the timetable of construction activities at the Site:
 - a. Provide the specific date(s) for the commencement of construction at the Site.
 - b. Describe the condition of the surface of the Site (*e.g.*, natural soil, forested, stripped, paved, etc.) before commencement of construction activities.
 - c. Provide the current stage of the construction activity at the construction Site (*e.g.*, clearing/grubbing, grading, infrastructure, building construction, final stabilization, etc.).

7. Provide a copy of any Site inspection reports, notices of violations, administrative orders, cease and desist orders, and any related correspondence from local, State or federal agencies related to the construction activities at the Site.
8. Provide a copy of any permit(s) issued by the United States Army Corps of Engineers (Corps) related to construction activities at the Site, copies of any applications for such permit(s) and any related correspondence with the Corps.
9. Provide all documentation pertaining to delineation of wetlands at the Site, whether prepared by the Corps or by another entity.
10. Provide a signed copy of the CBMPP submitted to obtain authorization under the current Permit. In addition, provide a copy of the NPDES coverage notices obtained from the State of Alabama.
11. Provide a copy of all aerial photographs of the Site, including any photographs taken prior to commencing construction activity.
12. Provide the date(s) when construction activity commenced and a copy of each Notice of Intent (NOI) submitted to ADEM.
13. Provide a dated copy of each CBMPP that was in place when construction activity commenced, each time the NOI was modified, at the time of the CSWEI, and the version in effect upon receipt of this Information Request.
14. Provide the names of individuals, their roles and responsibilities, title, and qualifications/certifications that conducted the Pre-Construction Observations, Daily Observations, Site Inspections, and CBMPP Evaluations. Include the dates when these individuals undertook their respective inspection activities.
15. Provide a copy of all daily logs and reports for inspections conducted throughout the duration of construction activity, unless otherwise indicated, including:
 - a. Pre-Construction Observations, Part III.H.1
 - b. Daily Observations, Part III.H.2, made during the 30 days:
 - i. following the date construction activity commenced
 - ii. following the submittal of a NOI modification
 - iii. prior to the date of the CSWEI and
 - iv. prior to receiving this Information Request
 - c. Site Inspections, Part III.H.3
 - d. CBMPP Evaluations, Part III.H.4
16. Provide a copy of the Site's precipitation measurements as well as the method(s) used to obtain this information.
17. Provide documentation identifying discharges of sediment and actions taken to remove pollutants deposited offsite or in any waterbody or stormwater conveyance structure.

18. Provide a copy of all noncompliance notifications reported to ADEM orally and written, which include the circumstances and potential effects of any discharge that potentially threatened human health, threatened aquatic life, or caused an in-stream water quality criterion to be exceeded.
19. Provide a copy of all comprehensive corrective action plans (*e.g.*, Site stabilization plans) that may have been developed to address the inhibition and mitigation of offsite sediment discharges. Additionally, provide a description of the steps taken and steps planned to be taken for implementation of any such plans.
20. Provide sampling results for all turbidity measurements taken at Site outfalls and in receiving waters.
21. Provide photographic evidence supporting the current condition of the Site, including photographs taken from the same location and direction of photographs included in the CSWEI report, and a description of the current status of the Site.

ENCLOSURE B

RIGHT TO ASSERT BUSINESS CONFIDENTIALITY CLAIMS

(40 C.F.R. Part 2)

Except for effluent data, you may, if you desire, assert a business confidentiality claim as to any or all of the information that the EPA is requesting from you. The EPA regulation relating to business confidentiality claims is found at 40 C.F.R. Part 2.

If you assert such a claim for the requested information, the EPA will only disclose the information to the extent and under the procedures set out in the cited regulations. If no business confidentiality claim accompanies the information, the EPA may make the information available to the public without any further notice to you.

40 C.F.R. § 2.203(b). **Method and time of asserting business confidentiality claim.** A business which is submitting information to the EPA may assert a business confidentiality claim covering the information by placing on (or attaching to) the information, at the time it is submitted to the EPA, a cover sheet, stamped or typed legend, or other suitable form of notice employing language such as “trade secret,” “proprietary,” or “company confidential.” Allegedly confidential portions of otherwise non-confidential documents should be clearly identified by the business, and may be submitted separately to facilitate identification and handling by the EPA. If the business desires confidential treatment only until a certain date or until the occurrence of a certain event, the notice should so state.

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Swinerton Builders, Inc.
ATTN: Mr. Donny Gallagher
Ms. Lindsay Malinoski
16798 West Bernardo Drive
San Diego, California 92127

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Alabama Construction General Permit Number ALR10BB77

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Concurrence:

JSI 5/16/19
Ireland

MR 5/16
Robertson

Mattox

O'Lone

5/13/19 via email w/ comments
Wetherington

PKS 7/2/19
Ghosh

3/25/19
Bragan

Rubini

Mailing addresses:

ADEM
ATTN: Scott Hughes, Chief
Field Operations Division
Post Office Box 301463
Montgomery, Alabama 36130-1463

CWA Notice of Violations (NOVs)

Date:

5/16/19

ROUTING AND TRANSMITTAL SLIP

TO: (Name, office symbol, room number, building, Agency/Post)

1. Ireland/Robertson

Initials

SSI/ML

Date

5/16/19 / 5/16/19

2. Mattox (Tracking)

Dfo

5/21 sent email

3. Admin/O'Lone

Dfo

5/21

4. Wetherington

via email ML

5/13/19 updated 7/2/19

5. Sr. Attorney and/or Ghosh

PGS

7.2.19

6. Admin/Bragan

WJB

5/23/19

7. Admin/Rubini

Rec'd from FO on 7/31/19

8. Admin/(Mailing/e-filing) / Mattox (Copy to enter into ICIS)

9. Ireland

	Action		File		Note and Return
X	Approval		For Clearance		Per Conversation
	As Requested		For Correction		Prepare Reply
	Circulate		For Your Information		See Me
	Comment		Investigate	X	Signature
	Coordination		Justify		

From: (Name, org. symbol, Agency/Post)

Sean Ireland

Room No.—Bldg.

Phone No.

2-9776

DO NOT use this form as a RECORD of approvals, concurrences, disposals, clearances, and similar actions.

REMARKS:

NOV / 308

Swinerton AL Solar A

Construction stormwater inspection of 900-acre solar field

Electronic Version Saved on:

T:\NPEB\Storm Water\Enf-Comp\AL\Construction\FY19\Swinerton\
Swinerton NOV_Show Cause_308, Final.docx

Route in green folder

7017 1450 0000 7973 2755

U.S. Postal ServiceTM
CERTIFIED MAIL[®] RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com.

OFFICIAL USE

Certified Mail Fee
\$

Extra Services & Fees (check box, add fee as appropriate)
☐ Return Receipt (hardcopy) \$
☐ Return Receipt (electronic) \$
☐ Certified Mail Restricted Delivery \$
☐ Adult Signature Required \$
☐ Adult Signature Restricted Delivery \$

Postage
\$
Total Postage
\$
Sent To
Street & No.
City, State, ZIP+4[®]

Postmark
Here
AUG 01 2019

7017 1450 0000 7973 2755
Swinerton Builders, Inc.
ATTN: Mr. Donny Gallagher
Ms. Lindsay Malinoski
16798 West Bernardo Drive
San Diego, California 92127

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none">Complete items 1, 2, and 3.Print your name and address on the reverse so that we can return the card to you.Attach this card to the back of the mailpiece, or on the front if space permits.	<div><div>A. Signature X <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</div><div>B. Received by (Printed Name) <div>SWINERTON BUILDERS SAN DIEGO</div></div><div>C. Date of Delivery AUG 08 2019</div></div> <div>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery <input type="checkbox"/> No</div>
<div>1. Article Addressed to: Swinerton Builders, Inc. ATTN: Mr. Donny Gallagher Ms. Lindsay Malinoski 16798 West Bernardo Drive San Diego, California 92127</div> <div>2. Article Number (Transfer from service label) 7017 1450 0000 7973 2755</div>	<div>3. Service Type <input type="checkbox"/> Adult Signature <input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Certified Mail[®] <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery <input type="checkbox"/> Collect on Delivery Restricted Delivery <input type="checkbox"/> Registered MailTM <input type="checkbox"/> Registered Mail Restricted Delivery <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Signature ConfirmationTM <input type="checkbox"/> Signature Confirmation Restricted Delivery</div> <div>4. Priority Mail Express[®] <input type="checkbox"/> Priority Mail Express[®]</div>

